United Nations S/2005/454

Security Council

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Letter dated 13 July 2005 from the Secretary-General addressed to the President of the Security Council

I have the honour to refer to my letter dated 26 May 2005 (S/2005/346) by which I forwarded to the Security Council, further to paragraph 1 (c) of article 13 ter of the statute of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991, the 27 nominations for ad litem judges of the Trial Chambers of that Tribunal which had been received from States Members of the United Nations within the period specified in paragraph 1 (b) of article 13 ter of the statute, as extended by Security Council resolution 1597 (2005) of 20 April 2005, which also amended article 13 ter of the statute to allow for the re-election of existing ad litem judges.

I also have the honour to refer to the letter dated 7 June 2005 (S/2005/371), from the then President of the Security Council, Jean-Marc de La Sablière, in which he informed me of the decision of the Security Council, which was taken at its 5195th meeting, to agree to the suggestion I had made in my letter of 26 May 2005 that the Council extend the deadline for nominations for ad litem judges of the Trial Chambers of the Tribunal for a further 30 days. In his letter, Mr. de La Sablière stated that the Security Council took note of the contents of my letter and decided to extend further the deadline for nominations until 7 July 2005.

Pursuant to paragraph 1 (c) of article 13 ter of the statute of the Tribunal as so amended, I have the honour to forward to the Security Council the 33 nominations for ad litem judges of the Trial Chambers of the Tribunal which have been received from States Members of the United Nations within the period specified in paragraph 1 (b) of article 13 ter of the Tribunal's statute, as extended by the Security Council in the decision taken at its 5195th meeting. The list of candidates* in alphabetical order is annexed to this letter, together with their curricula vitae, which have been provided in connection with their nominations.

I would draw the attention of the Security Council to paragraph 1 (c) of article 13 ter of the statute which provides in the relevant part as follows: "From the nominations received, the Security Council shall establish a list of not less than 54 candidates, taking due account of the adequate representation of the principal legal systems of the world and bearing in mind the importance of equitable geographical distribution."

* Circulated only to the members of the Security Council.

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I would note that the list of 33 candidates continues to be short of the minimum number of 54 which is required by paragraph 1 (c) of article 13 ter of the statute of the Tribunal.

(*Signed*) Kofi A. **Annan**